

VISTRA ENERGY

DAVID W. MITCHELL
Senior Counsel, Environmental
Vistra Energy
6555 Sierra Drive

Irving, TX 75039
632.556.6350
MAY 22 PM 1:59
RECEIVED
SUPERFUND DIV.
DIRECTOR'S OFFICE

May 21, 2019

Mr. David Eppler, Enforcement Officer
Superfund Enforcement Assessment Section (6SF-TE)
U.S. EPA, Region 6
1445 Ross Avenue
Dallas, Texas 75202-2733

Re: **Response to CERCLA 104(e) Information Request to Energy Future Competitive Holdings Company, LLC,
regarding F.J. Doyle Salvage Superfund Site (SSID 061D)**

Dear Mr. Eppler:

This letter responds to your CERCLA 104(e) Information Request ("Request") regarding the above-referenced facility dated February 15, 2019, and addressed to CT Corporation as registered agent for Energy Future Competitive Holdings Company, LLC. Your letter was forwarded by CT Corporation to Vistra Corporate Services Company. By letter dated March 19, 2019, an extension of the deadline for a response was granted until May 22, 2019, by Mr. Ben Banipal, Branch Chief, Technical and Enforcement Branch, Superfund Division, Region 6, U.S. Environmental Protection Agency ("EPA").

Energy Future Competitive Holdings Company, LLC ("EFCH") was dissolved on March 6, 2018, as part of the bankruptcy proceedings *In re Energy Future Holdings, Corp.*, et al., No. 14-10979 (Del.). A copy of the Certificate of Cancellation that was filed with the Secretary of State of the State of Delaware is attached. See Attachment 2. Nevertheless, we have conducted a search of likely locations of documents about the facility and have located none. Please find attached narrative responses to each question of the Request in Attachment 1 to this letter.

We trust that this information is responsive to your inquiry. Should you have further questions, please contact me at the address or phone number above.

9820266



Sincerely,

David W. Mitchell

*Response to CERCLA 104(e) Information Request to Energy Future Competitive Holdings
Company, LLC, regarding F.J. Doyle Salvage Superfund Site (SSID 061D)*

May 21, 2019

Attachment 1

1. Please provide the full legal name, mailing address, and phone number of the Respondent.

Energy Future Competitive Holdings Company, LLC ("EFCH") was a former debtor in *In re Energy Future Holdings, Corp., et al.*, No. 14-10979 (Del.). As part of that bankruptcy proceeding, Energy Future Competitive Holdings Company, LLC, was dissolved on March 6, 2018. A copy of the Certificate of Cancellation that was filed with the Secretary of State of the State of Delaware is attached. See Attachment 2.

2. For each person answering these questions on behalf of the Respondent, provide full name, title, business address, business telephone and facsimile number.

David W. Mitchell
Senior Counsel, Environmental
Vistra Energy
6555 Sierra Drive
Irving, TX 75039
972-556-6350

Kimberly D. Mireles
Senior Director Environmental Services
Vistra Energy
200 W. John Carpenter Freeway
Irving, TX 75039
214-875-8382

3. If the Respondent wishes to designate an individual for all future correspondence concerning this Site, including legal notices, please provide the individual's name, address, telephone number, and facsimile number.

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Vistra Energy
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Irving, TX 75039
972-556-6350

4. Has any material or equipment owned or used by Respondent ever been sold to, supplied to, or otherwise turned over to FJ Doyle for scrapping, salvage, repair, consignment, resale or any other purpose.

According to our document search, no.

5. Has any material or equipment owned or used by Respondent ever been sent to the Site for scrapping, salvage, repair, consignment, resale, or any other purpose?

According to our document search, no.

6. If your answer to either or both questions is yes, provide a complete list of all such material or equipment, as well as any and all shipments thereof

Not applicable.

- 7. List, describe, and provide all documents relating to the information requested above. If any such documents have been destroyed, provide the dates of destruction.**

Vistra data management personnel searched all archived document indexes for documents related to the Site, and those searches revealed no relevant documents. Additional searches of paper files and electronic searches of hard drives, shared drives, emails, and cloud-based storage devices also revealed no documents related to the Site.

- 8. Did Respondent ever sell or supply transformers or any other oil-containing equipment to FJ Doyle or otherwise send transformers or any other oil-containing electrical equipment to the Site?**

According to our document search, no.

- 9. Provide legible copies of any and all contracts, invoices, receipts, or other documents describing the transactions that Respondent implemented with FJ Doyle for each item identified in the question above.**

None located.

- 10. Provide legible copies of any and all contracts, invoices, receipts, or other documents related to the transaction that Respondent implemented with transporters to transport the items in the question above.**

None located.

- 11. Describe how both PCB-contaminated oil and uncontaminated oil were emptied from electrical transformers and capacitors or other electrical equipment and stored at Respondent's facilities.**

Not applicable.

- 12. Identify and describe, and provide all documents that refer or relate to [the Site]**

None located.

- 13. If any documents solicited in this information request are no longer available, please indicate the reason why they are no longer available.**

Not applicable.

- 14. If you believe there may be any person(s) able to provide a more detailed or complete response to any of the preceding questions and/or sub-questions or any person(s) who may be able to provide additional responsive documents, please identify such person(s) and the additional information you believe they may have.**

Not applicable.

*Response to CERCLA 104(e) Information Request to Energy Future Competitive Holdings
Company, LLC, regarding F.J. Doyle Salvage Superfund Site (SSID 061D)*

May 21, 2019

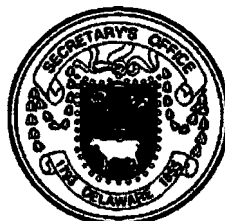
Attachment 2

Delaware

Page 1

The First State

**I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT
COPY OF THE CERTIFICATE OF CANCELLATION OF "ENERGY FUTURE
COMPETITIVE HOLDINGS COMPANY LLC", FILED IN THIS OFFICE ON THE
SIXTH DAY OF MARCH, A.D. 2018, AT 1:06 O'CLOCK P.M.**




Jeffrey W. Bullock, Secretary of State

5319121 8100
SR# 20181730119

Authentication: 202268087
Date: 03-06-18

You may verify this certificate online at corp.delaware.gov/authver.shtml

**CERTIFICATE OF CANCELLATION
OF
CERTIFICATE OF FORMATION
OF
ENERGY FUTURE COMPETITIVE HOLDINGS COMPANY LLC**

This Certificate of Cancellation, dated as of March 6, 2018, is being filed by the undersigned with the office of the Secretary of State of the State of Delaware (the "Secretary of State") in accordance with the provisions of 6 Del. C. § 18-203 to cancel the Certificate of Formation of Energy Future Competitive Holdings Company LLC (the "Company"), as amended.

1. The name of the limited liability company is Energy Future Competitive Holdings Company LLC.
2. The date the Certificate of Formation of the Company was filed with the office of the Secretary of State is April 15, 2013.
3. This Certificate of Cancellation shall be effective immediately upon filing.

IN WITNESS WHEREOF, the undersigned, being an authorized person of the Company, has executed this Certificate of Cancellation as of the date first-above written.

By: /s/ Andrew M. Wright
Name: Andrew M. Wright
Title: Authorized Person

State of Delaware
Secretary of State
Division of Corporations
Delivered 01:06 PM 03/06/2018
FILED 01:06 PM 03/06/2018
SR 20181730119 - File Number 5319121

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Tracking No: WTS-P0000039043

Eppler David
EPA REGION 6

Phone: 214.665.6528
Received On: 05-22-2019 10:57am



Page 1 of 1

ORIGIN ID: DALA (972) 507-0529
TIFFANY TIPPEN

6555 SIERRA DRIVE

IRVING, TX 75039
UNITED STATES US

SHIP DATE: 21MAY19
ACTWGT: 1.00 LB
CAD: 101778781/NET4100

BILL SENDER

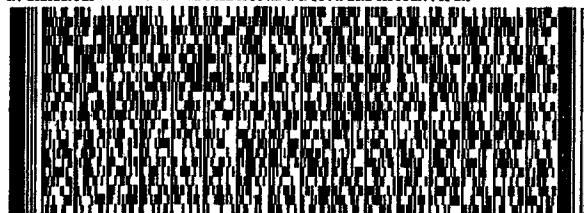
TO **DAVID EPPLER, ENFORCEMENT OFFICER**
SUPERFUND ENFORC ASSESS SEC (6SF-TE
U.S. EPA, REGION 6
1445 ROSS AVENUE
DALLAS TX 75202

(214) 665-6529

REF: LEGAL

INV:
PO:

DEPT:



FedEx
Express



WED - 22 MAY 3:00P
STANDARD OVERNIGHT

TRK# 7752 7453 6396
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AD KIPA

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TX-US DFW



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